

0057

(801)-359 3 40

TO: Pamela GRUBAUGH-LITTING

FROM: Joe Wilcox

SUBJECT: PINE TRACT APPROVAL DOCT.

FYI.

Joe

ACT/041/002

Dunning

UNITED STATES  
DEPARTMENT OF THE INTERIOR

This mining plan approval document is issued by the United States of America to:

Canyon Fuel Company, LLC  
6955 S. Union Park Center  
Suite 540, Midvale, UT 84047

for a mining plan modification for Federal lease UTU-76195 at the SUFCO Mine. The approval is subject to the following conditions. Canyon Fuel Company, LLC is hereinafter referred to as the operator.

1. Statutes and Regulations -- This mining plan approval is issued pursuant to Federal lease UTU-76195; the Mineral Leasing Act of 1920, as amended (30 U.S.C. 181 et seq.); and in the case of acquired lands, the Mineral Leasing Act for Acquired Lands of 1947, as amended (30 U.S.C. 351 et seq.). This mining plan approval is subject to all applicable regulations of the Secretary of the Interior which are now or hereafter in force; and all such regulations are made a part hereof. The operator shall comply with the provisions of the Water Pollution Control Act (33 U.S.C. 1151 et seq.), the Clean Air Act (42 U.S.C. 7401 et seq.), and other applicable Federal laws.

2. This document approves the mining plan modification for Federal lease UTU-76195 at the SUFCO Mine and authorizes coal development or mining operations on the Federal lease within the area of mining plan approval. This authorization is not valid beyond:

Township 20 South, Range 5 East, Salt Lake Baseline and Meridian (SLM)

Section 35, S1/2NE1/4, SE1/4NW1/4, NE1/4SW1/4, S1/2SW1/4, SE1/4

Section 36, W1/2SW1/4, SE1/4SW1/4

Township 21 South, Range 5 East, SLM

Section 1, lots 3-4, S1/2SW1/4, SW1/4SE1/4

Section 2, lots 1-4, S1/2S1/2

Section 10, E1/2

Sections 11-14 all

Section 15, E1/2

Section 22, E1/2

Section 23-24 all

Section 25, N1/2, N1/2S1/2

Section 26, N1/2, NE1/4SW1/4, E1/2NW1/4SW1/4, SE1/4


Township 21 South, Range 6 East, SLM

Section 19, lots 3-4, E1/2SW1/4

Section 30, lots 1-3, E1/2NW1/4, NE1/4SW1/4.

These lands encompass 7,171.7 acres as shown on the map appended hereto as Attachment A.

3. The operator shall conduct coal development and mining operations only as described in the complete permit application package, and approved by the State of Utah, Department of Natural Resources, Division of Oil, Gas, and Mining, except as otherwise directed in the conditions of this mining plan approval.
4. The operator shall comply with the terms and conditions of the lease, this mining plan approval, and the requirements of the Utah Permit No. ACT/041/002 issued under the Utah State program, approved pursuant to the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1201 *et seq.*).
5. This mining plan approval shall be binding on any person conducting coal development or mining operations under the approved mining plan and shall remain in effect until superseded, canceled, or withdrawn.
6. If during mining operations unidentified prehistoric or historic resources are discovered, the operator shall ensure that the resources are not disturbed and shall notify the State of Utah, Department of Natural Resources, Division of Oil, Gas, and Mining and the Office of Surface Mining Reclamation and Enforcement (OSM). The operator shall take such actions as are required by the State of Utah, Department of Natural Resources, Division of Oil, Gas, and Mining in coordination with OSM.
7. The Secretary retains jurisdiction to modify or cancel this approval, as required, on the basis of further consultation with the U.S. Fish and Wildlife Service pursuant to section 7 of the Endangered Species Act, as amended, 16 U.S.C. §§ 1531 *et seq.*

  
Assistant Secretary,  
Land and Minerals Management

JUL 20 2000

Date